

To Public Disclosure Committee
Phillip Stutzman

DATE FILED PDC

AUG 09 2002

Admittedly I have been late in filing Public Disclosures for St. Clair in the past. For 2002 the report was made out and signed by St. Clair by 3/28/02. To the best of my knowledge it was mailed. At no time has there been any neglect or indigent actions in St. Clair's performance as a Port Commissioner. He has served 12 years with a spotless record which should mean something. St. Clair Woodworth is a farmer and things are very tough in the agricultural community and we have had to take on extra duties to keep things going. We have had a bad three years with many changes that makes a \$2000.00 fine hard to digest. We have been working with Mr. Stutzman to solve this matter amicably and do not want to spend the money to hire an attorney. We are asking for relief on the \$2000.00 penalty for the two violations. In the event the penalty is not reduced, we request a payment arrangement of \$200.00 a month

St. Clair Woodworth
Theresa Woodworth

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2
3 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**
4 **OF THE STATE OF WASHINGTON**

5 IN RE COMPLIANCE)
6 WITH RCW 42.17)
7 ST CLAIR WOODWORTH)
8 Respondent.)
_____)

PDC CASE NO.: 02-619

FINAL ORDER IMPOSING FINE

9 **INTRODUCTION**

10 The Washington State Public Disclosure Commission (Commission) conducted an
11 enforcement hearing under chapters 34.05 and 42.17 RCW and chapter 390-37 WAC on
12 July 23, 2002 with respect to the above-encaptioned matter. The Commission held the
13 hearing at Evergreen Plaza Building, Room 206, 711 Capitol Way South, in Olympia,
14 Washington. The Respondent was not present at the hearing. The Staff appeared through
15 Phil Stutzman, Director of Compliance. The Commission held the hearing to determine
16 whether the Respondent violated RCW 42.17.240 by failing to file a Statement of Financial
17 Affairs by April 15, 2002.
18

19 During the hearing, the Staff presented, for the Commission's consideration, the
20 Notice of Administrative Charges issued July 5, 2002, and the parties' Stipulation of Facts,
21 Violation and Penalty dated July 23, 2002. Specifically, the parties agreed that the Notice
22 of Administrative Charges contain accurate statements of fact. The Respondent stipulated
23 that the Respondent committed a single violation of RCW 42.17.240. The Respondent
24 stipulated that the Respondent is willing to accept an assessed total civil penalty of
25 \$1,000.00 for the violation. The Respondent also agreed by stipulation to pay the full
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1 amount of the \$1,000.00 penalty assessed in PDC Case No. 01-679, which includes the
2 \$500.00 non-suspended portion of the penalty and the \$500.00 portion of the penalty that
3 was suspended on the condition the Respondent commits no further violations of RCW
4 42.17 for a period of three years from the date of the order. The parties' Stipulation is
5 attached to this Order and is incorporated herein by reference.
6

7 **ORDER**

8 Based on the record submitted in this matter, the Commission orders as follows:

- 9 1. That the Stipulation of Facts, Violation and Penalty is accepted;
- 10 2. That the Respondent committed a single violation of RCW 42.17.240;
- 11 3. That a total civil penalty of \$1,000.00 is assessed against the Respondent;
- 12 4. That the Respondent pay the total civil penalty of \$1,000.00 in PDC Case No. 01-679;
- 13 5. That the \$1,000.00 assessed civil penalty in PDC Case No. 02-619 and the \$1,000.00
14 civil penalty in PDC Case No. 01-679, a total of \$2,000.00, are to be paid within thirty
15 days of the date of this Order.
16

17 **RECONSIDERATION**

18 Any party may ask the Commission to reconsider this final order. Parties must
19 place their requests for reconsideration in writing, include the specific grounds or reasons
20 for the request, and deliver the request to the Public Disclosure Commission Office within
21 TEN (10) days of the date that the Commission serves this order upon the party. Pursuant
22 to RCW 34.05.470(3), the Public Disclosure Commission is deemed to have denied the
23 petition for reconsideration if, within twenty (20) days from the date the petition is filed, the
24 Commission does not either dispose of the petition or serve the parties with written notice
25 specifying the date by which it will act on the petition. Pursuant to RCW 34.05.470(5), the
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1 Respondent is not required to ask the Public Disclosure Commission to reconsider the final
2 order before seeking judicial review by a superior court.

3
4 **APPEAL RIGHTS**

5 Pursuant to RCW 42.17.395(5), a final order issued by the Public Disclosure
6 Commission is subject to judicial review under the Administrative Procedures Act, chapter
7 34.05 RCW. Pursuant to RCW 34.05.542(2), a petition for judicial review must be filed
8 with the superior court in Thurston County or the petitioner's county of residence or
9 principal place of business. The petition for judicial review must be served on the Public
10 Disclosure Commission and any other parties within 30 days of the date that the Public
11 Disclosure Commission serves this final order on the parties.

12 If reconsideration is properly sought, the petition for judicial review must be served
13 on the Public Disclosure Commission and any other parties within thirty (30) days after the
14 Commission acts on the petition for reconsideration. The Commission will seek to enforce
15 this final order in superior court under RCW 42.17.395-397, and recover legal costs and
16 attorney's fees, if the penalty remains unpaid and no petition for judicial review has been
17 filed under chapter 34.05 RCW. This action will be taken without further order by the
18 Commission.
19

20 DATED THIS th25 day of July, 2002.

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22 FOR THE COMMISSION:

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24

25 VICKI RIPPIE, Executive Director
26

RECEIVED

JUL 22 2002

Public Disclosure Commission

**BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON**

**IN THE MATTER OF ENFORCEMENT
ACTION AGAINST**

St. Clair Woodworth

Respondent.

PDC CASE NO.: 02-619

**STIPULATION OF FACTS,
VIOLATION AND PENALTY**

St. Clair Woodworth (Respondent) and Public Disclosure Commission Enforcement Staff (Staff) jointly submit this Stipulation of Facts, Violation and Penalty for Commission consideration in lieu of a full enforcement hearing before the Commission.

The parties agree that pursuant to RCW 42.17.360 et. seq., the Commission has the authority to accept, decline, or to suggest modifications to this Stipulation.

Facts

Both parties agree that the Notice of Administrative Charges dated July 5, 2002, contains accurate statements of fact. The Notice of Administrative Charges and all exhibits are incorporated herein by this reference.

Violation

Respondent and Staff agree that based upon the facts stipulated above, the Respondent committed a single violation of RCW 42.17.240.

**STIPULATION OF FACTS,
VIOLATIONS AND PENALTY - Case
No. 02-619**

Penalty

Respondent and Staff agree that based upon the facts and the agreement regarding the violation above, the Respondent is willing to accept an assessed total civil penalty of \$1,000.00.

The Respondent further agrees to pay the full amount of the \$1,000.00 penalty assessed in PDC Case No. 01-679, which includes the \$500.00 non-suspended portion of the penalty and the \$500.00 portion of the penalty that was suspended on the condition the Respondent commits no further violations of RCW 42.17 for a period of three years from the date of the order. The order was dated August 31, 2001.

The Respondent agrees to pay \$1,000.00 in Case No. 02-619 and \$1,000.00 in Case No. 01-679 within 30 days of the date of the Commission's order.

The Respondent agrees to comply in good faith with RCW 42.17 in the future.

Respectfully submitted this 23rd day of July, 2002.

Vicki Rippie
Vicki Rippie, Executive Director

7/23/02
DATE SIGNED

St. Clair Woodworth
St. Clair Woodworth

7/23/02
DATE SIGNED